

JAN 23 2005

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TRANSMITTAL FORM (to be used for all correspondence after initial filing)	Application Number	09/479,548	
	Filing Date	7 January 2000	
	First Named Inventor	Matthijs P. Smits	
	Art Unit	2644	
	Examiner Name	Devona Faulk	
Total Number of Pages in This Submission	2	Attorney Docket Number	103.28

ENCLOSURES (Check all that apply)		
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Reply to Missing Parts/Incomplete Application <input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation <input type="checkbox"/> Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____ <input type="checkbox"/> Landscape Table on CD	<input type="checkbox"/> After Allowance Communication to TC <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): Request for Copy of Notice of Non-Compliant Amendment and Re-setting of Period of Reply
Remarks		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm Name	Maguire Law Office		
Signature	<i>Daniel P. Maguire</i>		
Printed name	Daniel P. Maguire		
Date	23 January 2005	Reg. No.	41,506

CERTIFICATE OF TRANSMISSION/MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below:			
Signature	<i>Daniel P. Maguire</i>		
Typed or printed name	Daniel P. Maguire	Date	23 January 2005

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In re Application of Mathijs P. Smits

Application No.: 09/479,548

Filed: 7 January 2000

For: Hearing Evaluation Device with
Noise Detection and Evaluation
Capability

Date: 23 January 2005

Group Art Unit: 2644

Examiner: Devona Faulk

Attorney Ref. No.: 103.28

JAN 23 2005

*Request for Copy of Notice of Non-Complaint Amendment and Re-setting
of Period for Reply*Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

Dear Sir or Madam:

I recently received a telephone call from the examiner, Ms. Devona Faulk. Ms. Faulk informed me that a Notice of Non-Compliant Amendment had been mailed out in late October, and that no response had been received.

The undersigned recently assumed responsibility for this case from Mr. Robert Isackson (Reg. No. 31,110). I never received a copy of this Notice, and I have conferred with Mr. Isackson, and he states that he has not received a copy of the document either.

Therefore, the applicant requests (i) that a copy of the Notice of Non-Compliant Amendment be mailed to the undersigned, and (ii) that the period for response be re-set, based on the date of mailing.

Dated: 23 January 2005

By: Daniel P. Maguire
Daniel P. Maguire, Reg. 41,506
Tel: (530) 750-3661

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